



DAC
TFW

From: Yuri Yapor
Serial No. 09/865,904
Filed: May 24, 2001
For: Method And System For Parallel Data
Transmission On Demand To An Unlimited
Number Of Clients Without
Acknowledgement And On The Basis Of
Constant Data Availability

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RENEWED PETITION

Dear Sir or Madam,

This is a renewed petition. The petition that has been filed on February 21 was dismissed on March 2 due to the deficient fee (the fee was \$10 short).
Please accept the check for the \$10 and issue this patent.

Thank you,

Yuri Yapor

03. 27. 2006

Adjustment date: 03/31/2006 TBESHAH1
02/22/2006 SFELEKE2 00000005 09865904
01 FC:1999 -740.00 OP

03/31/2006 TBESHAH1 00000022 09865904

01 FC:2453

750.00 OP



UNITED STATES PATENT AND TRADEMARK OFFICE



Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

YURI YAPORT
2958 BARKLEY AVE.
SANTA CLARA CA 95051

COPY MAILED

MAR 02 2006

OFFICE OF PETITIONS

DECISION ON PETITION

In re Application of
Yuri Yaport et al.
Application No. 09/865,904
Filed: May 24, 2001
Title of Invention: METHOD AND SYSTEM
FOR PARALLEL DATA TRANSMISSION ON
DEMAND TO AN UNLIMITED NUMBER OF
CLIENTS WITHOUT ACKNOWLEDGMENT
AND ON THE BASIS OF CONSTANT DATA
AVAILABILITY

This is a decision on the petition under 37 CFR 1.137(b), filed February 21, 2006, to revive the above-identified application.

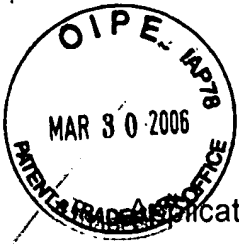
The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is not a final agency decision.

This application became abandoned on October 31, 2005, for failure to pay the issue fee in response to the Notice of Allowance mailed July 28, 2005 and which set a three (3) month period for reply. Accordingly, a Notice of Abandonment was mailed December 8, 2005. A petition filed December 21, 2005 under 37 CFR 1.137(a)¹ was

¹ A grantable petition to revive an abandoned application under 37 CFR 1.137(a) must be accompanied by:

- (1) the required reply, unless previously filed. In a nonprovisional application abandoned for failure to prosecute, the required reply may be met by the filing of a continuing application. In a nonprovisional application filed on or after June 8, 1995, and abandoned for failure to prosecute, the required reply may also be met by the filing of a request for continued examination in compliance with § 1.114. In an application or patent, abandoned or lapsed for failure to pay the issue fee or any portion thereof, the required reply must be the payment of the issue fee or any outstanding balance thereof;
- (2) the petition fee as set forth in § 1.17(l);
- (3) a showing to the satisfaction of the Commissioner that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unavoidable; and
- (4) any terminal disclaimer (and fee as set forth in § 1.20(d)) required pursuant to paragraph (c) of this section.



Application No. 09/865,904

Page 2

dismissed in a decision mailed January 12, 2006 because the showing of record was inadequate to establish unavoidable delay within the meaning of 37 CFR 1.137(a).

Comes now petitioner with the instant petition under the unintentional standard. However, the decision on petition misquoted the amount of fees due. Effective December 8, 2004, the fees for a petition under 37 CFR 1.137(b) were set at \$750.00 for a small entity and \$1500.00 for a large entity. The fees in the amount of \$740.00 submitted with the instant petition are therefore insufficient. An additional \$10.00 should be submitted with a renewed petition for revival. Petitioner should also, prior to submission, check the Code of Federal Regulations to ensure that no additional increases have been implemented.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

By FAX: (571) 273-8300
Attn: Office of Petitions

Telephone inquiries concerning this matter may be directed to the undersigned Petitions Attorney at (571) 272-3212.

Patricia Faison-Ball
Senior Petitions Attorney
Office of Petitions